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7 *Representing the United States*

8
9 UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

10 -oOo-

11 UNITED STATES OF AMERICA,

12 Plaintiff

13 vs.

14 ADRIAN VELEZ-AVITIA,

15 Defendant
16

Case No. 2:18-CR-385-RFB-GWF

**Motion to Dismiss Indictment
Without Prejudice**

17 The government hereby moves for leave of the Court to dismiss the Indictment filed
18 on or about November 28, 2018, without prejudice, pursuant to Rule 48(a) of the Federal
19 Rules of Criminal Procedure. The matter is currently set for trial on or about April 8, 2019.

20 DATED this 19th day of February, 2019.

21 Respectfully submitted,

22 NICHOLAS A. TRUTANICH
United States Attorney

23 /s/ Kimberly M. Frayn
24 KIMBERLY M. FRAYN
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 UNITED STATES OF AMERICA,

Case No. 2:18-CR-385-RFB-GWF

5 Plaintiff

Order of Dismissal

6 vs.

7 ADRIAN VELEZ-AVITIA,

8 Defendant

9
10 IT IS HEREBY ORDERED that the government is granted leave to dismiss the
11 Indictment in the above captioned case filed on or about November 28, 2018, without
12 prejudice.

13 IT IS FURTHER ORDERED that the Indictment is dismissed without prejudice.

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15 DATED: this 20th day of February, 2019.

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17 RICHARD F. BOULWARE, II
18 UNITED STATES DISTRICT JUDGE
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